

ORIGINAL

FILED  
Clerk  
District Court

JUN 19 2006

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

EmulMaria.rem

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Attorneys for the United States of America

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,	)	CRIMINAL CASE NO. 03-00007
	)	
Plaintiff,	)	
	)	
vs.	)	PETITION TO REMIT SPECIAL
	)	ASSESSMENT FEE AND ORDER
MARIA EMUL,	)	OF REMISSION [18 U.S.C. § 3573]
	)	
Defendant.	)	

COMES NOW the United States of America, by and through its undersigned counsel, and respectfully petitions this Court pursuant to 18 U.S.C. § 3573 for the entry of an order remitting the unpaid special assessment fee earlier imposed upon Defendant MARIA EMUL and in support hereof, states as follows:

1. On April 29, 2004, sentence was imposed by this Court against Defendant MARIA EMUL. Among other things, a \$100.00 special assessment fee was ordered. The total amount now owed by said Defendant is \$50.00.

2. Upon information received from the Immigration and Customs Enforcement Deportable Alien Control System (ICE/DACS), the defendant, MARIA EMUL, was deported to Philippines on June 15, 2005. See Exhibit "A."

3. Section 3573 of Title 18, United States Code, as amended, provides in pertinent part as follows:

1 Upon petition by the Government showing that reasonable efforts to  
2 collect a fine or assessment are not likely to be effective, the court may, in the  
interest of justice --

3 (1) remit all or part of the unpaid portion of the fine or special assessment,  
including interest and penalties . . . .

4 4. The United States Attorney has determined that in light of Defendant's  
5 deportation, there is no reasonable likelihood that expending further efforts to collect the special  
6 assessment fee will produce any revenue to the United States. To the contrary, any further efforts  
7 will needlessly expend resources that could be better directed to areas with greater potential for  
8 recovery.

9 5. The interests of justice mitigate in favor of remission of the unpaid special  
10 assessment fee.

11 WHEREFORE, the United States of America respectfully requests that this Court enter  
12 an order remitting the unpaid special assessment fee imposed upon Defendant.

13 DATED this 1st day of June, 2006.

15 LEONARDO M. RAPADAS  
16 United States Attorney  
Districts of Guam and NMI

17 By: 

18 MARIVIC P. DAVID  
19 Assistant U.S. Attorney

20 **ORDER OF REMISSION**


21 Based upon the foregoing, and in the interest of justice, the unpaid portion of the special  
22 assessment fee imposed against the defendant MARIA EMUL , including any interest and  
23 penalties, is hereby remitted.

24 DATED this 19th day of June, 2006.

27 **RECEIVED**

28 JUN 19 2006

Clerk  
District Court  
The Northern Mariana Islands

  
ALEX R. MUNSON  
Chief Judge  
District Court for the  
Northern Mariana Islands

A-NUM : 076598393  
NATLTY: PHILI

LAST-NAME : EMUL  
FIRST-NAME: MARIA

DATE-DOCKET-CLEARED: 06/23/2005

DEPART-CLEARED-STAT: 8

TRANSFER-TO-DCO:

DATE-DOCKET-TRANSFER:

DATE-DEPARTED: 06/15/2005

PORT-DEPARTED: SFR

DEPART-COUNTRY: PHILI

FINAL-CHARGE: I2C

EXPENSE-CODE: 1

HIT PF4 TO RETURN TO CASE SELECT SCREEN OR ENTER FOR NEXT SCREEN

